



2100 Pennsylvania Avenue, NW
Washington, DC 20037-3213
T 202.293.7060
F 202.293.7860

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FAX

Date July 21, 2005

To Examiner Susan F. Rayyan

Of PTO Group Art Unit 2167

Fax 703-872-9306

From J. Warren Lytle, Jr.

Subject Response to Final Office Action

Our Ref A8508 Appln No 10/082,327

Conf No 3782 Inventors John M. GARTH, et al.

Pages 3 (including cover sheet)

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This fax filing includes:

1. This cover sheet
2. Notice of Appeal (in duplicate)
3. Petition for Extension of Time (in duplicate)

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CERTIFICATION OF FACSIMILE TRANSMISSION

Sir:

I hereby certify that the above identified correspondence is being facsimile transmitted to Examiner Susan F. Rayyan at the Patent and Trademark Office on July 21, 2005 at 703-872-9306.

Respectfully submitted,

A handwritten signature in cursive script that reads "Stephanie Hogan".
Stephanie Hogan

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: A8508

John M. GARTH, et al.

Appln. No.: 10/082,327

Group Art Unit: 2167

Confirmation No.: 3782

Examiner: Susan F. Rayyan

Filed: February 26, 2002

For: SYSTEM AND METHOD FOR PREDICTING EXECUTION TIME OF A DATABASE
UTILITY COMMAND

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NOTICE OF APPEAL

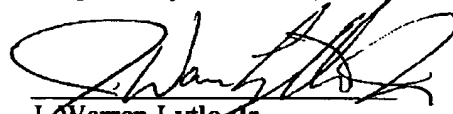
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final
Office Action dated March 21, 2005.

Please charge the deposit account for the statutory fee of \$500.00. The USPTO is
directed and authorized to charge all required fees, except for the Issue Fee and the Publication
Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit
Account. A duplicate copy of this sheet is enclosed.

Respectfully submitted,


J. Warren Lytle, Jr.
Registration No. 39,283

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

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